

3509.
1
2
3
4 BILL NO. G-77-03-30

14-77
~~12-47~~
GENERAL ORDINANCE NO. G-~~77-44~~

6 AN ORDINANCE amending General Ordinance No. G-97 by authorizing the
7 vacation of a certain street.

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
9 WAYNE, INDIANA:

10 SECTION 1. Petition for the vacation of a certain street
11 having been filed with the Fort Wayne City Plan Commission in
12 accordance with Section 44, Chapter 174, of the Acts of the General
13 Assembly of the State of Indiana, as amended by Section 3, Chapter
14 385, of the Acts of 1963 of the General Assembly of the State of
15 Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-744), the
16 Thoroughfare Plan as set forth in General Ordinance No. G-97 adopt-
17 ed by the Common Council of the City of Fort Wayne on November
18 26, 1963, is amended by deleting the following street vacation,
19 to-wit:

20 That portion of Birchwood Avenue, extending
21 North from the North Right-of-way of Reynolds
22 Street to the North Right-of-way of Molitor
Street.

23 SECTION 2. After passage of this Ordinance, approval by
24 the Mayor and legal publication, a duly certified copy of this
25 Ordinance, of the recommendation of the Fort Wayne City Plan
26 Commission, and of the action of the Mayor, shall be transmitted
27 by the City Clerk to the Board of Public Works of the City of Fort
28 Wayne, Indiana.

29 SECTION 3. This Ordinance shall be in full force and
30 effect from and after its passage, approval by the Mayor and legal
31 publication thereof.

32
33 
Councilman

34 APPROVED AS TO FORM
35 AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt seconded by Zolner, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on~~ _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 3-22-77 Charles W. Winterman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

PASSED [~~LOST~~] by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>	<u>0</u>			
BURNS	<input checked="" type="checkbox"/>				
HINGA	<input checked="" type="checkbox"/>				
HUNTER	<input checked="" type="checkbox"/>				
MOSES	<input checked="" type="checkbox"/>				
NUCKOLS	<input checked="" type="checkbox"/>				
SCHMIDT, D.	<input checked="" type="checkbox"/>				
SCHIMDT, V.	<input checked="" type="checkbox"/>				
STIER	<input checked="" type="checkbox"/>				
TALARICO	<input checked="" type="checkbox"/>				

DATE: 5-10-77 Charles W. Winterman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (GENERAL) (ANNEXATION) (~~SPECIAL~~) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. 6-75-14 on the 10th day of May, 1976.
ATTEST: (SEAL) John Nuckols

Charles W. Winterman CITY CLERK John Nuckols PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of May, 1976, at the hour of 4:30 o'clock P.M., E.S.T.
Charles W. Winterman
CITY CLERK

Approved and signed by me this 16th day of May, 1976, at the hour of 2:30 o'clock P.M., E.S.T.
Robert E. Armstrong
MAYOR

Bill No. G-77-03-30

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a
certain street

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance No PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

Vivian G. Schmidt
Winfield C. Moses, Jr.
William T. Hinga

Samuel J. Talarico

5-10-77
DATE

E A S E M E N T

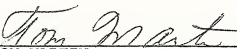
THIS INDENTURE made this 22nd day of February, 1977, by and between TOM MARTIN, PEOPLES TRUST BANK, TRUSTEE under the Last Will and Testament of HOWARD MARTIN, deceased, as Grantor, and the City of Fort Wayne as Grantee.

WHEREAS, the Grantor is the owner of Lot 24 Bird's Partition to the City of Fort Wayne, and is about to become the owner of the vacated portion of Birchwood Avenue in the City of Fort Wayne adjacent thereto on the East; and

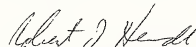
WHEREAS, the Grantors agreed to the granting of an easement for sewer purposes over said real estate to the Grantee;

NOW, THEREFORE, in consideration of the payment of the sum of One Dollar (\$1.00) and other valuable consideration, the Grantor does hereby grant to the City of Fort Wayne an easement seven feet (7') in width on each side of the center line of an existing 24" sewer running north and south over said real estate.

IN WITNESS WHEREOF, the undersigned Grantors have hereunto set their hand and seal this 22nd day of February, 1977.


TOM MARTIN

PEOPLES TRUST BANK, TRUSTEE
under the Last Will and Testament
of Howard Martin, deceased

BY: 
Trust Officer
Robert J. Heindl
Trust Officer

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me the undersigned, a Notary Public, this 22nd

day of February, 1977, personally appeared TOM MARTIN and
PEOPLES TRUST BANK, TRUSTEE under the Last Will and Testa-
ment of Howard Martin, deceased by *Robert J. Martin*.
its *Trust Officer* and acknowledge the
execution of the above Easement to be their voluntary act and
deed.

Betty L. Foltz
Betty L. Foltz, Notary Public

My commission expires:

August 19, 1980.

07 - 06 - 10 2/23/77

R E S O L U T I O N

WHEREAS, Tom Martin, Elizabeth Martin, Peoples Trust Bank, Trustee, and Chemineer, Inc., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street, in Allen County, Indiana, to-wit:

That portion of Birchwood Avenue, extending North from the North Right-of-Way of Reynolds Street to the North Right-of-way of Molitor Street

WHEREAS, said vacation of said street has been submitted to and approved by the following departments of the City of Fort Wayne: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Park Board, Electrical Engineering, and thru the Public Utility Companies.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street, hereinbefore described be and the same is hereby approved provided, that the vacation of said public street shall not have the effect of depriving any public utility using and occupying said street at this time of the use of said street for the location and operation of its utility facilities.

APPROVED.

Dated this 23 day of February 1977.

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:

Ursula Miller, Clerk

The undersigned, CHEMINEER, INC. hereby grants to the INDIANA & MICHIGAN ELECTRIC COMPANY, an Easement for utility purposes over the East fifteen feet (15') of vacated Birchwood Avenue, extending North from the North right of way of Reynolds Street to the North right of way of Molitor Street.

IN WITNESS WHEREOF, the undersigned has hereunto
set his hand and seal this 14th day of March, 1977.

BY Robert L. Bates
Robert L. Bates, President

Robert B. Vicker
Ass't. Secretary Robert B. Vicker

Before me a Notary Public, this 14th day of March,
1977, personally appeared CHEMINEER, INC. by Robert R.
Bates, its President, and Robert B. Vaden,
its Assistant Secretary, and acknowledge the execution of
the above Easement to be the voluntary act and deed of said
corporation pursuant to the authority of its Board of
Directors.

My Commission Expires:
BARBARA A. CHARNOCK, Notary Public
In and for Montgomery County, Ohio
My Commission Expires June 30, 1980

Prepared by: Byron F. Novitsky, 508 Strauss Bldg., Fort Wayne, In.

R E S O L U T I O N

WHEREAS, CHEMINEER, INC., TOM MARTIN, ELIZABETH MARTIN AND PEOPLES TRUST BANK, Trustee, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street, situated in Allen County, Indiana, to-wit:

That portion of Birchwood Avenue, extending North from the North Right-of-Way of Reynolds Street to the North Right-of-way of Molitor Street

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46:

WHEREAS: notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, April 18, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

WHEREAS, said vacation of Birchwood Avenue, has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and thru the Public Utility Companies.

WHEREAS, Water Pollution Control Engineering and Indiana and Michigan Electrical Company have requested easements be obtain, and Granting of said easements, by the petitioners, are attached.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Darrell L. Blanton, Vice President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on April 18, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 5th DAY OF May, 1977

FORT WAYNE CITY PLAN COMMISSION

Darrell L. Blanton
Darrell L. Blanton
Vice President

TO THE PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

and

THE COMMON COUNCIL
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned petitioners, do hereby respectfully petition the Plan Commission and the Common Council of the City of Fort Wayne to vacate the following street within the City of Fort Wayne described as follows:

That portion of Birchwood Avenue, extending North from the North Right-of-way of Reynolds Street to the North Right-of-way of Molitor Street.

In support thereof, your petitioners would represent as follows:

1. That the petitioners, Tom Martin and Elizabeth Martin, Peoples Trust Bank, Trustee and Chemineer, Inc. are the owners of all of the real estate surrounding and abutting the street requested to be vacated.

2. That, to the knowledge of the petitioners, no other person, firm or corporation has any interest in the vacation proposed.

3. Your petitioners represent:

- a. that no other person, firm, or corporation is interested in or affected by the requested vacation.
- b. that street is not necessary as ingress or egress to any other property whatsoever.
- c. that street is unopened and unimproved.
- d. that the maintenance of said street is not necessary or advantageous to the growth of

the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

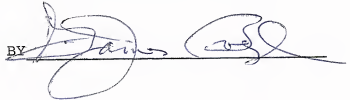
4. That this petition is filed pursuant to the terms of Burns Ind. Stat. Ann. §53-744. In order to complete the vacation of the said street as described.

WHEREFORE, your petitioners pray that the street above described be vacated according to the provisions of the Indiana law pertaining thereof.


TOM MARTIN


ELIZABETH MARTIN

PEOPLES TRUST BANK, TRUSTEE

BY 

CHEMINEER, INC.

BY 

3-67 Number assigned by Bill Salin's office: Admn. Appr. _____

DIGEST SHEET # 3564

9-77-03-30

TITLE OF ORDINANCE Street vacation ordinance

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the vacation
of the following described street:

That portion of Birchwood Avenue, extending North from the North
right-of-way of Reynolds Street to the north right-of-way of
Molitor Street.

EFFECT OF PASSAGE If vacated, street will be utilized by abutting
property owners.

EFFECT OF NON-PASSAGE Street will remain open.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Ray



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

May 17, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of May 20 and May 27, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. A-77-05-26
(As amended - As amended)
Appropriation Ordinance No. A-12-77
(As amended - As amended)

Bill No. G-77-03-30
General Ordinance No. G-14-77

Bill No. G-77-03-08
General Ordinance No. G-12-77

Bill No. Z-77-03-17
Zoning Map Ordinance No. Z-10-77

Bill No. Z-77-03-16
Zoning Map Ordinance No. Z-09-77

Bill No. Z-77-03-13
Zoning Map Ordinance No. Z-08-77

Bill No. Z-77-03-12
Zoning Map Ordinance No. Z-07-77



May 17, 1977
Ms. Virginia Grace
Page 2

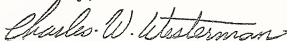
Bill No. Z-77-03-11
Zoning Map Ordinance No. Z-06-77

Bill No. G-77-04-28
General Ordinance No. G-13-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Charles W. Westerman".

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 9

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____

Body number of lines 98

Tail number of lines 3

Total number of lines in notice 101

COMPUTATION OF CHARGES

101 lines, 1 columns wide equals 101 equivalent lines at 259 cents per line \$ 26.36

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM

\$ 27.86

PRINTING COST

9.9

single column _____

Size of type 5 1/2 pointof insertions 2Size of quad upon which type is cast 5 1/2

Penalties and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

V. E. GERKEN19 77

Title _____ CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows: 5/20-27/77

H COPY OF
EMENT HERE

Subscribed and sworn to before me this 27th day of May 1977

My commission expires September 28, 1979

Notary Public

Notice is hereby given that on the 10th day of May, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-77-03-30, G-107 General Ordinance to-wit:-

BILL NO. G-77-03-30
GENERAL ORDINANCE NO. G-1477 AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street to-wit:-
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the Indiana General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the Indiana General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street vacation to-wit:-

That portion of Birchwood Avenue, extending North from the North Right-of-way of Reynolds Street to the North Right-of-way of Molitor Street.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hings, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine Burns, Hings, Hunter, Mozes, Nuckols, D. Schmidt, V. Schmidt, Siler, Talarico.
Nays: None.
Date: 5/10/77

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-1477 on the 10th day of May, 1977.

ATTEST (SEAL)

Charles W. Westerman
City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of May, 1977, at the hour of 4:30 o'clock P.M. E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 10th day of May, 1977, at the hour of 2:30 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-1477 passed by the Common Council on the 10th day of May, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of May, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of May, 1977.

Charles W. Westerman
CITY CLERK

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

101

COMPUTATION OF CHARGES

101 lines, 1 columns wide equals 101 equivalent lines at .259¢ cents per line

\$ 26.16

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 27.66

NG COST

9.9

ngle column M ems

Size of type 5 1/2 point

insertions 2

Size of quad upon which type is cast 5 1/2

ion and penalties of Ch. 89, Acts 1967,

The foregoing account is just and correct, that the amount claimed is legally due, after allowing all just of the same has been paid.

Arvilla De Wald

CLERK

Title

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

5/20-27-77

Subscribed and sworn to before me this 27th day of May 1977

Notary Public

My commission expires September 28, 1979

COPY OF
SENT HERE

Notice is hereby given that on the 10th day of May, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-1477 General Ordinance, to-wit: .

BILL NO. G-1477-39
GENERAL ORDINANCE NO. G-1477 AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street: BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain street having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 2, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burr's Ind. Stat. 1974 Replacement, Sec. 53744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following street vacation to-wit:

That portion of Birchwood Avenue, extending North from the North Right-of-way of Reynolds Street to the North Right-of-way of Molitor Street.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilman
Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage, PASSED by the following vote:

Ayes: Nine Burns, Hinga, Hunter, Hodges, Nuckolls, D. Schmidt, V. Schmidt, Siler, Talarico
Nays: None

Dated: 5-16-77
Charles W. Westerman
City Clerk
Presented and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-1477 on the 10th day of May, 1977.

ATTEST (SEAL)
Charles W. Westerman
City Clerk
John Nuckolls
City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of May, 1977, at the hour of 4:30 o'clock P.M., E.S.T.

Approved and signed by me this 10th day of May, 1977, at the hour of 2:30 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-1477 passed by the Common Council on the 10th day of May, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 10th day of May, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of May, 1977.

CHARLES W. WESTERMAN
CITY CLERK

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

101

COMPUTATION OF CHARGES

101 lines, 1 columns wide equals 101 equivalent lines at 259¢ cents per line

\$ 26.16

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 27.66

DATA FOR COMPUTING COST

9.9

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date May 27, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

5/20-27/77

Subscribed and sworn to before me this 27th day of May 1977

Notary Public

My commission expires September 28, 1979

14, 3 Miles East of New Haven
PERMIT # 176
NO CHECKS PLEASE
ITEMS TOO NUMEROUS
LOW PRICES
FOR SUPER
DEPARTMENT
USED & ANTIQUE
VISIT OUR
\$249
Your Choice
Groups
SOFA • LOVESEAT
CHAIR
Living Room

COPY OF
SENT HERE

the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. 61-77 passed by the Common Council on the 16th day of May, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 16th day of May, 1977 and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 16th day of May, 1977.
Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

5-20-77